



2611  
/

Practitioner's Docket No. 55013 (71992)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: H. Kinemura  
Application No.: 09/629,339  
Filed: August 1, 2000  
For: CABLE MODEM HAVING A WIRELESS COMMUNICATION FUNCTION

Confirmation: 7281  
Group: 2611  
Examiner: Huynh, Son P.

Mail Stop Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RECEIVED  
JAN 27 2004  
Technology Center 2600

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an Amendment for this application.

STATUS

- 2.
- [ ] a small entity. A statement:  
[ ] is attached.  
[ ] was already filed.  
[X] other than a small entity.

3. EXTENSION OF TERM

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: January 15, 2004

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature   
Helen Murray Tarbi

**NOTE:** "Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

*If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).*

**NOTE:** See 37 C.F.R. § 1.645 for extensions of time in interference proceedings, and 37 C.F.R. § 1.550(c) for extensions of time in reexamination proceedings.

4. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

*(complete (a) or (b), as applicable)*

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/>	two months	\$ 420.00	\$ 210.00
<input type="checkbox"/>	three months	\$ 950.00	\$ 475.00
<input type="checkbox"/>	four months	\$ 1,480.00	\$ 740.00

Fee: \$ 420.00

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 420.00

**OR**

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

## FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

[Col. 1]	[Col. 2]	[Col. 3] Small Entity			Other Than a Small Entity	
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
Total	Minus	=	x \$ 9 =	\$0.00	x \$ 18 =	\$0.00
Indep.	Minus	=	x \$43 =	\$0.00	x \$ 86 =	\$0.00
[ ] First Presentation of Multiple Dependent Claim			+\$145 =		+ \$290 =	
			Total Addit. Fee: \$		Total Addit. Fee \$	

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,  
 \*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".  
 \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".  
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**WARNING:** "After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. § 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

- (c) [X] No additional fee for claims is required.

**OR**

- (d) [ ] Total additional fee for claims required \$

## FEE PAYMENT

6. [ ] Attached is a check in the sum of \$  
 [ ] Charge Account No. 04-1105 the sum of \$  
 A duplicate of this transmittal is attached.

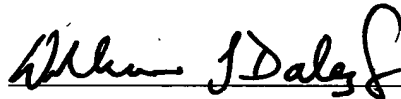
## FEE DEFICIENCY

*NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

7. ☒ If any additional extension and/or fee is required, charge Account No. 04-1105.

## AND/OR

- ☒ If any additional fee for claims is required, charge Account No. 04-1105.



SIGNATURE OF PRACTITIONER

William J. Daley, Jr. (Reg. 35,487)

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Date: January 15, 2004

Customer No. 21,874

BOS2\_430409.1



Attorney Docket No. 55,013 (71992)

#11/a  
W. J. G. G.  
1/29/04

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT      H. Kinemura      EXAMINER:      Huynh, Son P.  
U.S.S.N.:      09/629,339      GROUP:      2611  
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**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 15, 2004.

By:

*Helen Murray Tarbi*  
Helen Murray Tarbi

**RESPONSE TO OFFICE ACTION**

Sir:

The following is in response to the Office Action mailed August 15, 2003, in the above referenced application.

A petition has also been filed herewith requesting a two (2) month extension of time to January 15, 2004, to respond to the above referenced Office Action. Applicants also conditionally petitions for a further extension time to provide for the possibility that such a petition is required. As indicated below, please charge Deposit Account No. 04-1105 for the required fee.

01/23/2004 MAHME1 00000019 09629339

01 FC:1252

420.00 OP

Applicant: H. Kinemura  
U.S.S.N.: 09/629,339  
RESPONSE TO OFFICE ACTION  
Page 2 of 14

Please amend the above-identified application as follows:

**Amendments to the Claims** begin on page 3 of this paper.

**Remarks** begin on page 7 of this paper.